

05-07-01

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JC658 U.S. PRO
09/849860



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Jason Dominik Hool, Javier Urena, Fredrick Spears and Osamu Ohno

PATENT

ART UNIT NO.: To be determined

SERIAL NUMBER: To be determined

Express Mail No: EF057798931US

FILED: To be determined

EXAMINER: To be determined

FOR: A DIAGNOSTIC SAMPLE TUBE
INCLUDING ANTI-ROTATION
APPARATUS

ATTORNEY DOCKET NO.:
HITA1787

San Jose, California
May 3, 2001

I hereby certify that this New Application Transmittal and those documents referred to as attached hereto are being deposited with the United States Postal Service on this date May 3, 2001 in an Express Mail envelope, "Post Office to Addressee," Express Mailing Label Number EF057798931US, addressed to the Box Patent Application, Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231

MARTHA N. GRIFFIN
Typed or printed name of person mailing paper or fee

Jacqueline M. Kappeler
Signature of person mailing paper

NEW APPLICATION TRANSMITTAL

Hon. Commissioner of Patents
and Trademarks
Box Patent Application
Washington, DC 20231

Dear Sir:

Transmitted herewith for filing is the patent application of

Inventors: Jason Dominik Hool, Javier Urena, Fredrick Spears and Osamu Ohno

For: A DIAGNOSTIC SAMPLE TUBE INCLUDING ANTI-ROTATION
APPARATUS

1. Type of Application

This new application is for a(n) (check one applicable item below):

**NEW APPLICATION TRANSMITTAL
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May 3, 2001

XX Original

___ Design

___ Plant

**2. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b)
(Regular) or 37 CFR 1.153 (Design) Application**

19 Pages of specification

4 Pages of Claims

1 Page of Abstracts

2 Sheets of drawing

___ formal

x informal

3. Additional papers enclosed

___ Preliminary Amendment

___ Information Disclosure Statement (37 CFR 1.98)

___ Form PTO-1449

___ Citations

___ Declaration of Biological Deposit

___ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

___ Authorization of Attorney(s) to Accept and Follow Instructions from Representative

___ Special Comments

___ Other

4. Declaration or oath

XX Enclosed
executed by (check all applicable boxes)

XX Inventor

___ legal representative of inventor(s). 37 CFR 1.42 or 1.43

___ joint inventor or person showing a proprietary interest on behalf of Inventor who refused to sign or cannot be reached.

___ this is the petition required by 37 CFR 1.47 and the statement required by 37 CFR 1.47 is also attached. See item 13 below for fee.

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- Not enclosed.
 Application is made by a person authorized under 37 CFR 1.41(c) on behalf of all the above named inventors
 Showing that the filing is authorized 37 CFR 1.41(d)

5. Language

- English
 non-English
 the attached translation is a verified translation, 37 CFR 1.52(d)

6. Assignment

- An assignment of the invention to
 is attached. A separate "COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING NEW PATENT APPLICATION" is also attached.
 will follow.

7. Fee Calculation (37 CFR 1.16)

- A. Regular Application

CLAIMS AS FILED

Number Filed	Number Extra	Rate	Basic Fee
37 CFR 1.16(a)			
\$710.00			

Total			
Claims (37 CFR 1.16(c))	20 - 20 = 0	x	\$ 00.00
Independent			
Claims (37 CFR 1.16(b))	3 - 3 = 0	x	\$ 00.00
Multiple dependent claim(s), if any			
(37 CFR 1.16(d))			\$250.00

Amendment cancelling extra claims enclosed.

Amendment deleting multiple-dependencies enclosed.

Fee for extra claims is not being paid at this time.

Filing Fee Calculation \$ 355.00

B. Design Application
(\$290.00-37 CFR 1.16(f))

Filing Fee Calculation \$ _____

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C. Plant Application
(\$460.00-37 CFR 1.16(g))
Filing Fee Calculation \$ _____

8. **Small Entity Statement(s)**
 Verified Statement(s) that this is a filing by a small entity under 37 CFR 1.9 and 1.27 is(are) [] attached [] will follow:
Filing Fee Calculation (50% of A, B or C above) \$ -0-

9. **Fee Payment Being Made At This Time**

Not Enclosed
 No filing fee is to be paid at this time. (This and the surcharge required by 37 CFR 1.16(e) can be paid subsequently.)

XX Enclosed in the form of a check

<input checked="" type="checkbox"/> basic filing fee	\$ 355.00
<input type="checkbox"/> recording assignment (\$40.00; 37 CFR 1.21(h))	\$ 40.00
<input type="checkbox"/> petition fee for filing by other than all inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached. (\$130.00; 37 CFR 1.47 and 1.17(h))	\$ _____
<input type="checkbox"/> for processing an application with a specification in a non-English language. (\$130.00; 37 CFR 1.52(d) and 1.17(k))	\$ _____
<input type="checkbox"/> processing and retention fee (\$130.00; 37 CFR 1.53(d) and 1.21(l))	\$ _____
<input type="checkbox"/> fee for international-type search report (\$40.00; 37 CFR 1.21(e))	\$ _____
Total Fees Enclosed	\$ 395.00

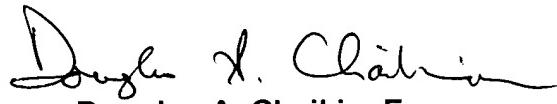
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ATTORNEY DOCKET NO.: HITA1787**

May 3, 2001

10. Instructions As To Overpayment

- refund overpayment via first class mail to the undersigned.

Peninsula IP Group



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